

HP Docket No. 10006387-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.	:09/943,917)
Conf. No.	:2216)
Appellant	:Abel et al.)
Filed	:08/31/2001)
Title	:A System And Method For Estimating Ink Usage Of A)
	Print Job)
TC / Art Unit	:2625)
Examiner	:Lett, Thomas J.)
Docket No.	:10006387-1)
Customer No.	:022879)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

APPELLANTS' APPEAL BRIEF

Sir:

Appellants are appealing from the Rejection of claims 1-14 and 21-38 in a Non-Final Office Action dated 12/08/2006. Prosecution was reopened following submission of Appellants' prior Appeal Brief. The Appeal is reinstated in accordance with MPEP § 1204.01.

I. REAL PARTY IN INTEREST

The real party in interest is Hewlett-Packard Development Company, LP, a limited partnership established under the laws of the State of Texas and having a principal place of business at 20555 S.H. 249 Houston, TX 77070, U.S.A. (hereinafter "HPDC"). HPDC is a Texas limited partnership and is a wholly-owned affiliate of Hewlett-Packard Company, a

05/04/2007 LWNDDI1 00000007 082025 09943917

01 FC:1402 500.00 DA

Page 1 of 33

Adjustment date: 05/04/2007 LWNDDI1
09/25/2006 HLE333 00000008 082025 09943917
01 FC:1402 500.00 CR

RECEIVED
CENTRAL FAX CENTER
MAY - 3 2007
PATENT APPLICATION

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, Colorado 80527-2400

ATTORNEY DOCKET NO. 10006387-1

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Abel et al.

Confirmation No.: 2216

Application No.: 09/943,917

Examiner: Lett, Thomas J.

Filing Date: 08/31/2001

Group Art Unit: 2625

Title: A System And Method For Estimating Ink Usage Of A Print Job

Mail Stop Appeal Brief-Patents
Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF APPEAL BRIEFTransmitted herewith is the Appeal Brief in this application with respect to the Notice of Appeal filed on 03/06/07.

The fee for filing this Appeal Brief is (37 CFR 1.17(c)) \$520.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d)) for the total number of months checked below:

☐ 1st Month
\$120

☐ 2nd Month
\$450

☐ 3rd Month
\$1050

☐ 4th Month
\$1640

☐ The extension fee has already been filed in this application.

☒ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$ 20*. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

☒ A duplicate copy of this transmittal letter is enclosed.

* Apply \$500.00 fee from
prior Appeal Brief to this Appeal Brief.

☐ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents, Alexandria, VA 22313-1450
Date of Deposit:

OR

☒ I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (571)273-8300.

Date of facsimile: 05/03/07

Typed Name: JoAnn Sismilich

Signature: JoAnn Sismilich

Respectfully submitted,

Abel et al.

By Robert C. Sismilich

Robert C. Sismilich

Attorney/Agent for Applicant(s)

Reg No.: 41,314

Date: 5/3/07

Telephone: (941) 536-2432

Rev 10/06 (Ap:Brief)

HP Docket No. 10006387-1

Delaware Corporation, headquartered in Palo Alto, CA. The general or managing partner of HPDC is HPQ Holding, LLC.

II. RELATED APPEALS AND INTERFERENCES

There are no related appeals or interferences.

BEST AVAILABLE COPY